



PATENT
5681-07800/P7091

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/087,237

Filed: March 1, 2002

Inventors:

Ajay Kumar
Hanumantha Rao Susarla
Prakashy Khemani

Title: System and Method for
State Saves in a Distributed
Data System

§ Examiner: Hoang, Phuong N.
§ Group/Art Unit: 2126
§ Atty. Dkt. No: 5681-07800

§
§ I hereby certify that this correspondence is being deposited with
§ the United States Postal Service with sufficient postage as first
§ class mail in an envelope addressed to Mail Stop Petitions,
§ Commissioner for Patents, P.O. Box 1450, Alexandria, VA
§ 22313-1450, on the date indicated below.

Robert C. Kowert

Printed Name

August 8, 2006
Date

PETITION UNDER 37 C.F.R. 1.181(a)
TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents
Mail Stop Petitions
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants' representative is in receipt of a Notice of Abandonment for the above-referenced application. The Notice of Abandonment indicates that the application has been held to be abandoned in view of Applicants' failure to respond to the Office Action mailed December 9, 2005.

Applicants hereby submit this Petition to withdraw the holding of abandonment based on failure to receive the Office Action mailed December 9, 2005 for the above-identified application. *See* M.P.E.P. § 711.03(c).I.A. The application was held to be abandoned for failure to respond to the Office Action, mailed December 9, 2005, within the allotted time frame. However, Applicants' representative did not receive the Office Action mailed December 9, 2005. A search of Applicants' representative's file and docket records indicates that the Office Action was not received. Attached hereto is a true

and correct copy of Applicants' representative's docket record (two pages) for the subject application. Note on the second page of the docket record that there is no due date entry for a response to an Office Action mailed December 9, 2005. If the Office Action had been received, the docket record would have included a due date entry showing a response due March 9, 2006 (three months from December 9, 2005). The undersigned has no record of receipt of the Office Action mailed December 9, 2005. Accordingly, Applicants respectfully request that holding of abandonment of the present application be withdrawn. Applicants further requests that a re-dated Office Action be mailed to the addressee currently of record.

CONCLUSION

According to M.P.E.P. § 711.03(c), no fees should be due; however, should any fees be required, please appropriately charge those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 501505/5681-07800/RCK.

Also enclosed herewith are the following items:

- Return Receipt Postcard
- Docket Record for U.S. Serial No. 10/087,237 (2 pages)

Respectfully submitted,



Robert C. Kowert
Reg. No. 39,255
ATTORNEY FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert, & Goetzel, P.C.
P.O. Box 398
Austin, TX 78767-0398
Phone: (512) 853-8850

Date: August 8, 2006

Country Application

Wednesday, July 19, 2006

Page: 1

Case Number: 5681-07800

Country: US

SubCase:

Client: SUN MICROSYSTEMS

United States of America

Case Type: ORD

Application Status: Published

Application Number: 10/087237

Filing Date: 01-Mar-2002

Publication Number: 0167333

Publication Date: 04-Sep-2003

Patent Number:

Issue Date:

Parent/PCT Number:

Parent/PCT Date :

Parent Issue Number:

Parent Issue Date :

Tax Schedule: LE

Expiration Date:

Confirmation #:

Patent Term Adjustment: 0

Owner:

Agent:

Agent Reference #:

App.Title: SYSTEM AND METHOD FOR STATE SAVES IN A DISTRIBUTED DATA SYSTEM

Tax Start Date:

Inventors:

Family Reference:

Ajay Kumar

Hanumantha R Susarla

Prakash Khemani

Remarks: Assignment recorded 04/30/02 on R 012854/F 0634 rec'd 7/15/02.

Country Application

Wednesday, July 19, 2006

Page: 2

List Of Actions

Action(s) Due	Due Date	Indicator	Action Taken	Resp.
6 Mon Soft Date	22-Apr-2002	Due Date	04-Mar-2002	
Parts Due	29-May-2002	Due Date	22-Apr-2002	
Filing Receipt	01-Jun-2002	Reminder	03-Apr-2002	
IDS	01-Jun-2002	Due Date	03-Aug-2005	
Recorded Assign Due	19-Jul-2002	Reminder	15-Jul-2002	
Client Letter	01-Dec-2002	Due Date	01-Dec-2002	
Foreign Filing Deadline	01-Mar-2003	Due Date	01-Mar-2003	
Expect Action	01-Mar-2005	Due Date	19-Jan-2005	
Response Due	12-Apr-2005	Due Date	12-Apr-2005	
Response Due	27-Sep-2005	Due Date	27-Sep-2005	
Status Letter	01-Mar-2006	Due Date	19-Jan-2005	

Created By: sonie

User ID: sonie

Date Created: 29-Oct-2001

Last Update: 12-Sep-2003